6014/05

P.R. No. 6444/05
Presented by Shri Manish Sharma
dated 21/11/05

SINGLE BENCH (1)

03

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P. No. 5988 /05

PETITIONER : Ku. SUSHMA POTAI
D/o Shri G.D.S. Potai
Aged about 33 Yrs.
Range Officer,
Presently posted at ,
Dahikonga Forest Range,
South Kondagaon Forest Division
District- Baster.

RECEIVED-COPY
21/11/05
Robery
C.E.R.O. A. G. BILASPUR

VERSUS

RESPONDENT : State of C.G. through
Secretary, Forest Department,
D.K.S. Bhawan, Mantralaya,
Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, WRITS, ORDER, DIRECTIONS ETC.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 5988/05 सन् 200

29

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

6-12-2005

On a mention being made, the case is taken up.

Shri Manish Sharma, counsel for the petitioner.

Shri Sandeep Dubey, Govt. Advocate and Shri Vivek Sharma, Panel Lawyer for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the petitioner is a lady employee posted as Range Officer. He further submits that the petitioner has been transferred from Dahikonga Forest Range, South Kondagaon Forest Division, District Bastar to Geedam, Dantewada Forest Division vide order dated 17-11-2005 (Annexure-P/1). Learned counsel referred to policy dated 20-10-2005. Para 4 of the said policy is relevant and quoted below :

> *"(४) जो शासकीय सेवक स्वेच्छा से अनुसूचित क्षेत्र में रहना चाहते हैं उन्हें वहां से तब तक नहीं हटाया जाय जब तक कि उनके विरूद्ध कोई शिकायत पर विचार कर तदनुसार हटाने का निर्णय न ले लिया गया हो।"*

Learned counsel for the petitioner submits that as a disciplined officer the petitioner has joined, but she may be allowed to make a representation.

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

WP 5988/05

मामला क्रमांक ..... **सन्** 200

30

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Learned counsel for the State also submits that the petitioner may be directed to make a representation before the concerned competent authorities and if such representation is made, the same shall be considered, decided and suitable orders will be passed. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising her grievances before the competent authority of respondents alongwith a copy of the petition and this order within a period of 15 days from today and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of two months from the date of receipt of representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law. With the aforesaid observations, this petition stands disposed of at this stage with the aforesaid liberty. Consequently, M.(W.).P.No. 4763/2005 also stands disposed of. Certified copy as per rules. **Sd/-** **Fakhruddin** **Judge** Gowri	

[पीछे देखिये

8/12/05